

4-23-1990

Firearms Regulation.

Follow this and additional works at: http://repository.uchastings.edu/ca_ballot_inits

Recommended Citation

Firearms Regulation. California Initiative 524 (1990).
http://repository.uchastings.edu/ca_ballot_inits/689

This Initiative is brought to you for free and open access by the California Ballot Propositions and Initiatives at UC Hastings Scholarship Repository. It has been accepted for inclusion in Initiatives by an authorized administrator of UC Hastings Scholarship Repository. For more information, please contact marcusc@uchastings.edu.



Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

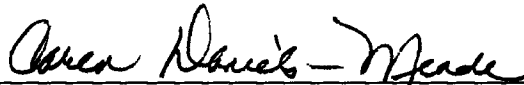
ELECTIONS DIVISION
(916) 445-0820

For Hearing and Speech Impaired
Only:
(800) 833-8683

October 10, 1990

TO: ALL COUNTY CLERKS/REGISTRARS OF VOTERS AND PROPONENT
(90214)

FROM:


CAREN DANIELS-MEADE
Chief, Elections Division

Pursuant to Elections Code section 3520(b), you are hereby notified that the total number of signatures to the hereinafter named proposed INITIATIVE STATUTE filed with all county elections officials is less than 100 percent of the number of qualified voters required to find the petition sufficient; therefore, the petition has failed.

TITLE: FIREARMS REGULATION.
INITIATIVE STATUTE.

SUMMARY DATE: April 23, 1990

PROPONENT: Kevin Patterson

CDM/bl/cb





Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

ELECTIONS DIVISION
(916) 445-0820

For Hearing and Speech Impaired
Only:
(800) 833-8683

#524

April 23, 1990

TO ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENT (90078)

Pursuant to Section 3513 of the Elections Code, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

**FIREARMS REGULATION.
INITIATIVE STATUTE.**

Circulating and Filing Schedule

1. Minimum number of signatures required.....372,178
Cal. Const., Art. II, Sec. 8(b).
2. Official Summary DateMonday, 04/23/90
Elec. C., Sec. 3513.
3. Petition Sections:
 - a. First day Proponent can circulate Sections for
signaturesMonday, 04/23/90
Elec. C., Sec. 3513.
 - b. Last day Proponent can circulate and file with
the county. All sections are to be filed at
the same time within each
countyThursday, 09/20/90
Elec. C., Secs. 3513, 3520(a)
 - c. Last day for county to determine total number of
signatures affixed to petition and to transmit total
to the Secretary of State
.....Thursday, 09/27/90

(If the Proponent files the petition with the county on a date prior to 9/20/90, the county has five working days from the filing of the petition to determine the total number of signatures affixed to the petition and to transmit the total to the Secretary of State.) Elec. C., Sec. 3520(b).



- d. Secretary of State determines whether the total number of signatures filed with all county clerks meets the minimum number of required signatures, and notifies the counties
.....Saturday, 10/06/90**
- e. Last day for county to determine total number of qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State
.....Monday, 10/29/90
- (If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 09/27/90, the last day is no later than the fifteenth day after the county's receipt of notification.)
Elec. C., Sec. 3520(d), (e).
- f. If the signature count is more than 409,395 or less than 353,569, then the Secretary of State certifies the petition has qualified or failed, and notifies the counties. If the signature count is between 353,569 and 409,395 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures
.....Thursday, 11/08/90**
- g. Last day for county to determine actual number of all qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State
.....Wednesday, 12/26/90
- (If the Secretary of State notifies the county to determine the number of qualified voters who have signed the petition on a date other than 10/29/90, the last day is no later than the thirtieth working day after county's receipt of notification.)
Elec. C., Sec. 3521(b), (c).
- h. Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient
.....Sunday, 12/30/90

****Date varies based on receipt of county certification.**

4. The Proponent of the above-named measure is:

Kevin Patterson
Post Office Box 1084
Camino, California 95709

5. Important Points:

- (a) California law prohibits the use of signatures, names and addresses gathered on initiative petitions for any purpose other than to qualify the initiative measure for the ballot. This means that the petitions cannot be used to create or add to mailing lists or similar lists for any purpose, including fund raising or requests for support. Any such misuse constitutes a crime under California law. Elections Code section 29770; *Bilofsky v. Deukmejian* (1981) 123 Cal.App. 3d 825, 177 Cal.Rptr. 621; 63 Ops. Cal.Atty.Gen. 37 (1980).
- (b) Please refer to Elections Code sections 44, 3501, 3507, 3508, 3517, and 3519 for appropriate format and type consideration in printing, typing, and otherwise preparing your initiative petition for circulation and signatures. Please send a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file.
- (c) Your attention is directed to the campaign disclosure requirements of the Political Reform Act of 1974, Government Code section 81000 et seq.
- (d) When writing or calling state or county elections officials, provide the official title of the Initiative which was prepared by the Attorney General. Use of this title will assist elections officials in referencing the proper file.
- (e) When a petition is presented to the county elections official for filing by someone other than the proponent, the required authorization shall include the name or names of the persons filing the petition.
- (f) When filing the petition with the county elections official, please provide a blank petition for elections official use.

Sincerely,



CAREN DANIELS-MEADE
Chief, Elections Division

Attachment: POLITICAL REFORM ACT OF 1974 REQUIREMENTS

JOHN K. VAN DE KAMP
Attorney General

State of California
DEPARTMENT OF JUSTICE



1515 K STREET, SUITE 511
P.O. BOX 944255
SACRAMENTO 94244-2550
(916) 445-9555

April 23, 1990

(916) 324-5508

Honorable March Fong Eu
Secretary of State
1230 J Street
Sacramento, CA 95814

FILED
In the office of the Secretary of State
of the State of California

APR 23 1990

MARCH FONG EU, Secretary of State

By

[Signature]
Deputy

Dear Mrs. Eu:

Initiative Title and Summary
Subject: FIREARMS REGULATION.
INITIATIVE STATUTE.
Our File No.: SA 90 RF 0009

Pursuant to the provisions of sections 3503 and 3513 of the Elections Code, you are hereby notified that on this day we mailed to the proponent of the above-identified proposed initiative our title and summary.

Enclosed is a copy of our transmittal letter to the proponent, a copy of our title and summary, a declaration of mailing thereof, and a copy of the proposed measure.

According to information available in our records, the name and address of the proponent is as stated on the declaration of mailing.

Very truly yours,

JOHN K. VAN DE KAMP
Attorney General

[Signature]

MARY WHITCOMB
Initiative Coordinator

MW:jlh

Enclosures

Date: April 23, 1990
File No.: SA 90 RF 0009

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

FIREARMS REGULATION. INITIATIVE STATUTE. Provides that no legislation, regulation or judicial ruling which would have the effect of restricting, regulating, banning, prohibiting or limiting firearms, firearms components, ammunition or ammunition components, firearm accessories or the sale, transfer, manufacture, possession or lawful use thereof, shall be enacted by the Legislature or any other government legislative, executive or administrative agencies without a confirming vote by the majority of the people. Provides January 1, 1989, effective date. Repeals specified gun control legislation. Also repeals and invalidates legislation, regulation or judicial rulings contrary to intent of measure without regard to enactment date. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: Due to the vagueness in the wording of this measure, it is not possible to estimate its fiscal impact on the state and local governments.

SA90RF0009
Amendment #1

1. This measure shall be a Statutory Amendment and shall conform to the requirements specified for a Statutory Amendment.
2. No legislation, regulation or judicial ruling which would have the effect of restricting, regulating, banning, prohibiting or limiting firearms, firearms components, ammunition, ammunition components, firearms accessories or the sale, transfer, manufacture, possession or lawful use thereof shall be enacted by this state's legislature or by any other government agencies whether legislative, administrative or executive without a confirming vote by the majority of the people.
3. The effective date of this act shall be January 1, 1989.
4. This act shall specifically, unequivocally and unambiguously repeal, invalidate and render null and void A.B. 357
SB292,
commonly referred to as "Roos/Roberti".
5. This act shall specifically, unequivocally and unambiguously repeal, invalidate and render null and void A.B. 497,
commonly referred to as "Connelly".
6. This act shall specifically, unequivocally and unambiguously repeal, invalidate and render null and void any other legislation, regulation or judicial ruling which would have an effect contrary to the intent, spirit and meaning of the measure, without regard to the date of their enactment.

ADDITIONS / CHANGES TO INITIATIVE
FILE # SA90RF0009

3.14.90
Ken Pat

RECEIVED
MAR 14 1990

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

JOHN K. VAN DE KAMP
Attorney General

State of California
DEPARTMENT OF JUSTICE



1515 K STREET, SUITE 511
P.O. BOX 944255
SACRAMENTO 94244-2550
(916) 445-9555

April 23, 1990

(916) 324-5508

Kevin Patterson
P.O. Box 1084
Camino, CA 95709

Dear Mr. Patterson

Initiative Title and Summary
Subject: FIREARMS REGULATION.
INITIATIVE STATUTE.
Our File No.: SA 90 RF 0009

Pursuant to your request, we have prepared the attached title and summary of the chief purposes and points of the above-identified proposed initiative. A copy of our letter to the Secretary of State, as required by Elections Code sections 3503 and 3513, our declaration of mailing, and the text of your proposal that was considered is attached.

The Secretary of State will be sending you shortly a copy of the circulating and filing schedule for your proposal that will be issued by that office.

Please send us a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file in this matter.

Very truly yours,

JOHN K. VAN DE KAMP
Attorney General

Mary Whitcomb
MARY WHITCOMB
Initiative Coordinator

MW:jlh

Enclosures

DECLARATION OF MAILING

The undersigned Declarant states as follows:

I am over the age of 18 years and not a proponent of the within matter; my place of employment and business address is 1515 K Street, Suite 511, Sacramento, California 95814.

On the date shown below, I mailed a copy or copies of the attached letter to the proponent, by placing a true copy thereof in an envelope addressed to the proponent named below at the address indicated, and by sealing and depositing said envelope or envelopes in the United States mail at Sacramento, California, with postage prepaid. There is delivery service by United States mail at each of the places so addressed, or there is regular communication by mail between the place of mailing and each of the places so addressed.

Date of Mailing: April 23, 1990

Initiative Title and Summary

Subject: FIREARMS REGULATION.
INITIATIVE STATUTE.

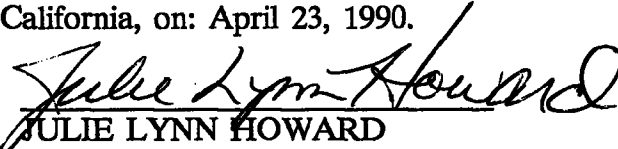
Our File No: SA 90 RF 0009

Name of Proponent and Address:

Kevin Patterson
P.O. Box 1084
Camino, CA 95709

I declare under penalty of perjury that the foregoing is true and correct.

Executed at Sacramento, California, on: April 23, 1990.


JULIE LYNN HOWARD
Declarant

#524

Cathy Mitchell

NEWS RELEASE

from: Secretary of State March Fong Eu
1230 J Street, Sacramento, CA 95814
(916) 445-6375

For Immediate Release
April 24, 1990

Contact: Melissa Warren

FIREARMS REGULATION INITIATIVE DRIVE BEGINS ANNOUNCES EU

SACRAMENTO - California Secretary of State March Fong Eu announced today (Apr. 24) that an initiative measure dealing with the use of firearms has been approved for circulation.

Kevin Patterson of Camino, telephone (916) 644-4125, is sponsoring the "Firearms Regulation" initiative statute. If approved, the measure would provide that no legislation, regulation or judicial ruling which would have the effect of restricting, regulating, banning, prohibiting or limiting firearms, firearms components, ammunition, ammunition components, firearms accessories or the sale, transfer, manufacture, possession or lawful use thereof shall be enacted by the Legislature or by any other government agencies (whether legislative, administrative or executive) without a confirming vote by the majority of the people. An effective date of January 1, 1989 would be enacted. The measure also proposes to repeal specified gun control legislation, repeal and invalidate legislation, regulation or judicial rulings contrary to intent of the measure without regard to enactment date.

Patterson must submit 372,178 signatures of registered voters to county elections officials for verification by Sept. 20.

A copy of the title and summary and circulation calendar is attached. The full text of the measure can be obtained from the secretary of state's elections division, 1230 J. St., Sacramento, CA 95814, (916) 445-0820.

#

9043SW